

13 MAY -7 84 2:57  
 RICHARD J. WIEKING  
 CLERK OF COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
**E-filing**

1 JOYCE C. WANG [Bar No.: 121139]  
 2 MELISSA A. DUBBS [Bar No.: 163650]  
 3 CARLSON, CALLADINE & PETERSON LLP  
 4 353 Sacramento Street, 16<sup>th</sup> Floor  
 San Francisco, California 94111  
 Telephone: (415) 391-3911  
 Facsimile: (415) 391-3898

5 Attorneys for Plaintiff  
 THE TRAVELERS INDEMNITY COMPANY OF CONNECTICUT

7 UNITED STATES DISTRICT COURT  
 8 FOR THE NORTHERN DISTRICT OF CALIFORNIA,  
 9 SAN FRANCISCO DIVISION

**MHP**

10 THE TRAVELERS INDEMNITY  
 11 COMPANY OF CONNECTICUT

12 Plaintiff

13 vs.  
 14 MURPHY INVESTMENTS, dba MURPHY  
 SAN FRANCISCO, LP; BARTHOLOMEW  
 15 MURPHY, individually and as Co-Trustee for  
 THE MURPHY/MOORE FAMILY TRUST  
 ESTABLISHED BY DECLARATION OF  
 16 TRUST DATED MAY 12, 2000 and THE  
 MURPHY/ MOORE FAMILY TRUST  
 17 AMENDED AND RESTATED ON MARCH  
 5, 2003 and THE MURPHY/MOORE  
 18 FAMILY TRUST, ESTABLISHED BY  
 DECLARATION OF TRUST DATED MAY  
 19 12, 2000 AND AMENDED ON SEPTEMBER  
 8, 2000 and THE BARTHOLOMEW  
 20 MURPHY LIVING TRUST, ESTABLISHED  
 BY DECLARATION DATED MAY 12, 2000,  
 21 AN UNDIVIDED 1/3 INTEREST;  
 CATHERINE MURPHY, individually and as  
 22 Co-Trustee for the DENIS T. & CATHERINE  
 MURPHY FAMILY TRUST ESTABLISHED  
 BY DECLARATION OF TRUST DATED  
 23 MARCH 4, 1994 and the DENIS T. &  
 CATHERINE MURPHY FAMILY TRUST-  
 SURVIVOR'S TRUST; DENIS T. MURPHY  
 25 individually and as Co-Trustee for the DENIS  
 T. & CATHERINE MURPHY FAMILY  
 26 TRUST ESTABLISHED BY  
 DECLARATION OF TRUST DATED  
 27 MARCH 4, 1994 and the DENIS T. &  
 CATHERINE MURPHY FAMILY TRUST-  
 SURVIVOR'S TRUST; MARQUERITA

CASE NO. CV 09

**2022**

**[PROPOSED] ORDER DIRECTING  
 DEPOSIT OF STAKE  
 (28 U.S.C. § 1335 and FRCP Rule 22)**

Filed Concurrently with: (1) Complaint in  
 Interpleader; (2) Certification of Interested  
 Entities or Persons; (3) Corporate  
 Disclosure Statement; and (4) Notice of  
 Deposit of Funds into Court Registry.

CARLSON CALLADINE & PETERSON LLP  
 353 SACRAMENTO STREET,  
 SUITE 1600  
 San Francisco, CA 94111

1 MURPHY; DANIEL P. MURPHY; JOAN M. )  
 2 MURPHY; EILEEN W. MOORE, individually )  
 3 and as Co Trustee for THE )  
 4 MURPHY/MOORE FAMILY TRUST )  
 5 ESTABLISHED BY DECLARATION OF )  
 6 TRUST DATED MAY 12, 2000 and THE )  
 7 MURPHY/ MOORE FAMILY TRUST )  
 8 AMENDED AND RESTATED ON MARCH )  
 9 5, 2003 and THE MURPHY/MOORE )  
 10 FAMILY TRUST, ESTABLISHED BY )  
 11 DECLARATION OF TRUST DATED MAY )  
 12 12, 2000 AND AMENDED ON SEPTEMBER )  
 13 8, 2000 and THE BARTHOLOMEW )  
 14 MURPHY LIVING TRUST, ESTABLISHED )  
 15 BY DECLARATION DATED MAY 12, 2000, )  
 16 AN UNDIVIDED 1/3 INTEREST; PATRICK )  
 17 HARTY; MURPHY SIBLINGS LP; )  
 18 MURPHY INVESTMENTS, INC; 1355 )  
 VALENCIA LLC; BALLINREE, LLC; )  
 BARTHOLOMEW MURPHY; DENIS J. )  
 MURPHY, individually and as A SINGLE )  
 MAN, AN UNDIVIDED 1/3 INTEREST; )  
 MICHAEL F. MURPHY, individually and as )  
 A MARRIED MAN AS HIS SOLE & )  
 SEPARATE PROPERTY, AN UNDIVIDED )  
 1/3 INTEREST; BETTY M. WALSH, as )  
 trustee for the WALSH FAMILY TRUST )  
 DATED AUGUST 8, 1994; FIRST )  
 REPUBLIC BANK, A DIVISION OF )  
 MERRILL LYNCH BANK AND TRUST CO. )  
 FSB ISAOA; WASHINGTON MUTUAL )  
 BANK, FA; and JP MORGAN CHASE )  
 BANK, NA )  
 Defendants. )  
 )  
 19

20 Based upon the Complaint-In-Interpleader and Notice of Deposit of Funds into Court  
 21 Registry, leave is hereby granted for Plaintiff-in-Interpleader THE TRAVELERS INDEMNITY  
 22 COMPANY OF CONNECTICUT ("Travelers") to deposit with the Court Clerk the amount of  
 23 three million, one hundred fifty six thousand, eight hundred forty dollars and fifty six cents  
 24 (\$3,156,840.56 ), made payable to the, "Clerk of the United States Court for the Northern District  
 25 of California," which represents the total current amount of the disputed funds.

26 IT IS ORDRED that Travelers deposit with the Court Clerk the above described check  
 27 made payable to the, "Clerk of the United States Court for the Northern District of California,"  
 28 totaling the amount of three million, one hundred fifty six thousand, eight hundred forty dollars

1 and fifty six cents (\$3,156,840.56 ) representing the policy benefits currently owed for the fire loss  
2 which occurred on March 17, 2008.

3  
**IT IS SO ORDERED**

4 Dated: 5/11/2009

5 By \_\_\_\_\_  
6  
7 Judge  
8 North \_\_\_\_\_ Court for the  
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San Francisco, CA 94111